

Councilman Pannell moved that permit be granted to said Simms Oil Company, subject to the above recommendations of the Safety Committee, and further conditioned upon Heitt & Wolfson's complying with their agreement to accept the location of driveways as designated by the City Engineer, which agreement is contained on the sketch of said filling station attached to the recommendations of the Safety Committee and hereby made a part of same. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Pannell, and Steck, 3; nays, none, Councilmen Mueller and Reed absent.

Councilman Steck moved that the Council recess, subject to call of the Mayor. Motion was seconded by Mayor McFadden and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Pannell and Steck, 3; nays, none, Councilmen Mueller and Reed absent.

The Council then recessed.

Approved:

J. W. McFadden
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 18, 1928.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, and Pannell, 3; absent, Councilmen Reed and Steck, 2.

The Minutes of the last meeting were read and Councilman Pannell moved the adoption of same. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller and Pannell, 3; nays, none, Councilmen Reed and Steck absent.

Councilman Steck entered the Council Chamber.

W. E. Long and Rev. Williamson appeared before the Council and asked that the property of the Mexican Presbyterian Church, located at 401 Nueces Street, be exempt from taxation. The matter was referred to the City Manager for investigation and report to the Council.

Mayor McFadden laid before the Council the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be and he is hereby authorized and directed to immediately advertise in the Bond Buyer of New York, the Dallas News, and the Austin American or Austin Statesman, for bids for the purchase of the bonds of the City of Austin, for the purposes and in the amounts hereinafter stated, to be issued under authority of the election held on May 18, 1928, said bids to be received and opened on November 15, 1928, to-wit:

School Bonds -----	\$300,000.00
Street Improvement Bonds -----	175,000.00
Airport Bonds -----	75,000.00
Fire Station Bonds -----	75,000.00
Parks and Playgrounds Bonds -----	75,000.00
Hospital Bonds -----	50,000.00

Such advertisement shall state that said bonds will be issued in denominations of \$1,000.00 each, with serial maturities over a period of thirty years on a level tax basis, and shall propose that bids be requested on the basis of 4%, 4½% and 4¾% interest, separately, and that a certified or cashier's check in the amount of 1% accompany each bid, conditioned in the faithful performance of the bid, and that the City will reserve the right to reject any and all bids.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the sum of \$604.25 be and the same is hereby transferred from the Water & Light Fund and credited to the Air Port Bond Fund to cover expenditures to be made out of said Bond Fund; this amount to be reimbursed to the Water & Light Fund from the proceeds of the sale of Air Port Bonds to be made at a later date.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Austin Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Austin Gas Company be, and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

- (1) A 4 inch gas main on East Avenue, beginning at a point 682 feet south of and 24 feet east of the intersection of the south line of Driskill Street and the east line of East Avenue.

Thence southerly along a line 24 feet distant from and parallel to the west line of East Avenue to the north line of River Street, said gas line to have a cover of not less than 1½ feet.

- (2) A 4 inch gas main on East 11th Street, beginning at a point 33 feet east of and 20 feet south of the intersection of the east line of Curve Street and the north line of East 11th Street.

Thence westerly 713 feet along a line 20 feet distant from and parallel to the north line of E. 11th Street to the east end of the bridge crossing the branch west of Branch Street, said gas line to have a cover of not less than 1½ feet.

That the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its pole line in the street in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be, and the same is hereby permitted to construct its pole line in the following streets:

Two poles on East 33rd Street between Helms and Grooms Streets, one pole being 11 feet south of the north line of E. 33rd Street and on the dividing line between Lots 9 and 10, Block 19, Grooms Addition, and one pole being 11 feet south of the north line of East 33rd Street and on the dividing line between Lots 7 and 8, Grooms Addition.

That the work and laying of said pole line, including the excavation of the street and the restoration and maintenance of said street, curbs, walks and lawns after said pole line has been constructed shall be under the supervision and direction of the City Manager.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

A communication from V. O. Weed and others, protesting against the granting of any permit for the laying of switch tracks from off West 4th Street was read and ordered filed.

Mayor McFadden laid before the Council the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the fine in each of the following causes, convicted in the Corporation Court of the City of Austin for violation of the Parking Ordinances, having been paid, the costs in each of said causes be and the same are hereby remitted:

Cause No.25081 - Willie Waltz -	Parking Auto on paved street from midnight until 5:00 A. M.				
Cause No.25085 - T. E. Ward -	"	"	"	"	"
Cause No.25086 - A.W.McSwain -	"	"	"	"	"
Cause No.25087 - Ray Dislough -	"	"	"	"	"
Cause No.25088 - M. E. Adams -	"	"	"	"	"
Cause No.25089 - G. P. Jackson -	"	"	"	"	"
Cause No.25090 - W. A. Brown -	"	"	"	"	"
Cause No.25091 - E. J. Grojean -	"	"	"	"	"
Cause No.25096 - T. M. Weeks -	"	"	"	"	"
Cause No.25097 - A. O. Williams -	"	"	"	"	"
Cause No.25098 - H. M. Barr -	"	"	"	"	"
Cause No.25099 - R. Fernandez -	"	"	"	"	"
Cause No.25101 - Frank Stacy -	"	"	"	"	"
Cause No.25102 - G. T. Parker -	"	"	"	"	"
Cause No.25103 - T. M. Yett, Jr. -	"	"	"	"	"
Cause No.25104 - R. L. Slaughter -	"	"	"	"	"
Cause No.25107 - Ben Parrish -	"	"	"	"	"
Cause No.25108 - Chas. Cohen -	"	"	"	"	"
Cause No.25109 - Paul Martin -	"	"	"	"	"
Cause No.25110 - Jack Duvall -	"	"	"	"	"
Cause No.25111 - Joe Fullbright -	"	"	"	"	"
Cause No.25140 - Orbit Oil Company -	"	"	"	"	"
Cause No.25141 - T. E. Hough -	"	"	"	"	"
Cause No.25142 - W. D. Crooks -	"	"	"	"	"
Cause No.25143 - T. E. Weaver -	"	"	"	"	"
Cause No.25144 - J. B. Harden -	"	"	"	"	"
Cause No.25145 - L. F. Randle -	"	"	"	"	"
Cause No.25146 - Chas. L. Wright -	"	"	"	"	"
Cause No.25147 - R. E. Brown -	"	"	"	"	"
Cause No.25149 - W. C. Green -	"	"	"	"	"
Cause No.25150 - J. C. Smithwick -	"	"	"	"	"
Cause No.25151 - J. C. Selsor -	"	"	"	"	"
Cause No.25152 - H. C. McMurtray -	"	"	"	"	"
Cause No.25153 - J. C. Childress -	"	"	"	"	"

Cause No.25154	- V.D.Mitchell -	Parking Auto on paved street from midnight to 5:00 A. M.	"	"	"	"	"	"	"
Cause No.25155	- D. B. Barr -	"	"	"	"	"	"	"	"
Cause No.25177	- M. E. Vinatt -	"	"	"	"	"	"	"	"
Cause No.25179	- Walter Fiegler -	"	"	"	"	"	"	"	"
Cause No.25180	- Oscar Malmquist -	"	"	"	"	"	"	"	"
Cause No.25181	- W. T. McClusky -	"	"	"	"	"	"	"	"
Cause No.25182	- W. T. Ash -	"	"	"	"	"	"	"	"
Cause No.25183	- M. E. Brown -	"	"	"	"	"	"	"	"
Cause No.25184	- J. C. Cumley -	"	"	"	"	"	"	"	"
Cause No.25185	- R. F. Kroeger -	"	"	"	"	"	"	"	"
Cause No.25186	- P. C. McIntyre -	"	"	"	"	"	"	"	"
Cause No.25187	- Earnest Graham -	"	"	"	"	"	"	"	"
Cause No.25188	- W. W. Knox -	"	"	"	"	"	"	"	"
Cause No.25189	- Michael Beleman -	"	"	"	"	"	"	"	"
Cause No.25190	- R. W. Badger -	"	"	"	"	"	"	"	"
Cause No.25191	- L. A. Jeffrey -	"	"	"	"	"	"	"	"
Cause No.25192	- R. B. Petett -	"	"	"	"	"	"	"	"
Cause No.25193	- J. Browning -	"	"	"	"	"	"	"	"
Cause No.25194	- Jack Tobin -	"	"	"	"	"	"	"	"
Cause No.25195	- O. B. Jones -	"	"	"	"	"	"	"	"
Cause No.25196	- W. T. Dayton -	"	"	"	"	"	"	"	"
Cause No.25212	- A. R. Perkins -	"	"	"	"	"	"	"	"
Cause No.25213	- L. Caplan -	"	"	"	"	"	"	"	"
Cause No.25214	- W. H. Heasley -	"	"	"	"	"	"	"	"
Cause No.25215	- Jack La France -	"	"	"	"	"	"	"	"
Cause No.25216	- Albert Tuttle -	"	"	"	"	"	"	"	"
Cause No.25217	- R. Willard -	"	"	"	"	"	"	"	"
Cause No.25218	- W. B. Ord -	"	"	"	"	"	"	"	"
Cause No.25219	- Earnest Joseph -	"	"	"	"	"	"	"	"
Cause No.25220	- W. L. Anderson -	"	"	"	"	"	"	"	"
Cause No.25232	- Mrs. M. DiDieu -	"	"	"	"	"	"	"	"
Cause No.25233	- John Jacobs -	"	"	"	"	"	"	"	"
Cause No.25234	- O. Sheats -	"	"	"	"	"	"	"	"
Cause No.25235	- W. C. Heffington -	"	"	"	"	"	"	"	"
Cause No.25236	- W. F. Bennett -	"	"	"	"	"	"	"	"
Cause No.25237	- Raymond Gerhard -	"	"	"	"	"	"	"	"
Cause No.25238	- H. L. Homan -	"	"	"	"	"	"	"	"
Cause No.25240	- H. B. Picken -	"	"	"	"	"	"	"	"
Cause No.25241	- A. M. Duke -	"	"	"	"	"	"	"	"
Cause No.25242	- Freddie Beaks -	"	"	"	"	"	"	"	"
Cause No.25243	- W. L. Parker -	"	"	"	"	"	"	"	"
Cause No.25247	- J. B. Alma -	"	"	"	"	"	"	"	"
Cause No.25248	- O. P. Cloud -	"	"	"	"	"	"	"	"
Cause No.25249	- J. W. Washam -	"	"	"	"	"	"	"	"
Cause No.25250	- Burt Brydson -	"	"	"	"	"	"	"	"
Cause No.25251	- Chas. J. Bamberry -	"	"	"	"	"	"	"	"
Cause No.25259	- Joe B. Krause -	"	"	"	"	"	"	"	"
Cause No.25260	- C. E. Heatherly -	"	"	"	"	"	"	"	"
Cause No.25261	- E. L. Carr -	"	"	"	"	"	"	"	"
Cause No.25273	- A. H. Robinson -	"	"	"	"	"	"	"	"
Cause No.25274	- Walter Reed -	"	"	"	"	"	"	"	"
Cause No.25275	- H. F. Daniel -	"	"	"	"	"	"	"	"
Cause No.25276	- Homer Beakley -	"	"	"	"	"	"	"	"
Cause No.25284	- H. P. Cannon -	"	"	"	"	"	"	"	"
Cause No.25294	- Ned Barker -	"	"	"	"	"	"	"	"
Cause No.25299	- G. A. McKamy -	"	"	"	"	"	"	"	"
Cause No.25300	- R. H. Mullens -	"	"	"	"	"	"	"	"
Cause No.25301	- Walton Favenport -	"	"	"	"	"	"	"	"
Cause No.25302	- H. E. Conklin -	"	"	"	"	"	"	"	"
Cause No.25303	- W. E. Crumpler -	"	"	"	"	"	"	"	"
Cause No.25304	- J. G. LeGory -	"	"	"	"	"	"	"	"
Cause No.25305	- Wayne E. Gilbert -	"	"	"	"	"	"	"	"
Cause No.25306	- L. Randle -	"	"	"	"	"	"	"	"
Cause No.25308	- W. E. Caldwell -	"	"	"	"	"	"	"	"
Cause No.25307	- Joe E. Carroll -	"	"	"	"	"	"	"	"
Cause No.25309	- A. E. Foster -	"	"	"	"	"	"	"	"
Cause No.25327	- R. H. Thurmond -	"	"	"	"	"	"	"	"
Cause No.25328	- A. B. Comstock -	"	"	"	"	"	"	"	"
Cause No.25329	- W. G. Stanley -	"	"	"	"	"	"	"	"

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

A communication from the Park Commission, asking that the Council appropriate \$5,000.00 out of the Parks and Playgrounds Bond Fund for the improvement of the playground to be established by the City north of Winn School on East Avenue. Councilman Pannell moved that the request be granted and the City Manager be authorized to have resolution drawn setting aside the money for this purpose. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, M. A. Jarrell has presented to the City Council tentative map showing the proposed resubdivision of Block 5, Division "D", Seiders Addition to the City of Austin, and said map has been considered by the City Council and approved by a committee of the City Plan Commission; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the proposed resubdivision of this block be, and the same is hereby approved by the City Council of the City of Austin.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE PRESCRIBING
THE MANNER OF ASSESSMENT
OF THE TAXABLE PROPERTIES
IN THE CITY OF AUSTIN, BY
THE CITY TAX ASSESSOR AND
COLLECTOR.

The above ordinance was read the first time and Mayor McFadden moved that the rule be suspended and the ordinance placed on its second reading. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

The ordinance was read the second time and Mayor McFadden moved that the rule be suspended and the ordinance placed on its third reading. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

The ordinance was read the third time and Mayor McFadden moved that the same be finally passed. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council for its third reading the following ordinance:

AN ORDINANCE AMENDING RULE 19, UNDER SECTION 14, OF AN ORDINANCE ENTITLED: "AN ORDINANCE CREATING THE OFFICE OF CITY GAS INSPECTOR, AND DEFINING THE DUTIES OF SUCH OFFICE; CREATING A BOARD FOR THE EXAMINATION OF GAS-FITTERS, AND PROVIDING FOR THE EXAMINATION AND LICENSE OF GAS-FITTERS; PROVIDING FOR THE INSPECTION OF GAS AND GAS METERS; PRESCRIBING RULES AND REGULATIONS FOR THE QUALITY, PRESSURE AND MEASURE OF GAS SUPPLIED TO CONSUMERS, AND FOR THE ENFORCEMENT THEREOF; PROVIDING RULES AND REGULATIONS FOR THE INSTALLATION AND MAINTENANCE OF GAS PIPING AND FIXTURES; AND PROVIDING PENALTIES FOR THE VIOLATION OF THE ORDINANCE. "

The ordinance was read the third time and Councilman Mueller moved that same be finally passed. Motion was seconded by Councilman Pannell and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Councilman Pannell asked to be excused from the Council meeting and the request was granted.

Councilman Steck moved that the City Manager be authorized to proceed with his program of improvement at Barton Springs, calling for the erection of a dam, retaining wall, storm sewer, and other improvements, the total cost of this project to be \$50,000.00, and that this amount be authorized to be paid out of the Parks and Play Grounds Bond Fund. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller and Steck, 3; nays, none, Councilmen Pannell and Reed absent.

City Manager Johnson submitted to the Council an outline of his program of improvement providing for the laying of a 24-inch water main across the Colorado River, extending up Barton Springs Road to Barton Springs and south on Bouldin Avenue, tying into the main on South Congress Avenue, the approximate cost of said work to be \$65,000.00; and also the laying of a 12-inch water main on Seventh Street from Red River to Concho Street, a distance of 3920 feet; an 8-inch water main on Enfield Road from West Lynn Street to Woodlawn Boulevard, a distance of 800 feet; an 8-inch main on Nineteenth Street from Comal to Chestnut Streets, a distance of 2500 feet; and a 6-inch main on Duval Street from 43rd to 46th Streets, a distance of 1760 feet, the approximate cost of these extensions to be \$40,000.00; these last named extensions were included in the total figure of \$104,846.00 submitted and necessary in order to give an adequate supply of water to the sections through which they extend. Councilman Mueller moved that the above program, totalling approximately \$104,846.00, as outlined by the City Manager, be approved. Motion was seconded by Mayor McFadden, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, and Steck, 3; nays, none, Councilmen Pannell and Reed absent.

Councilman Mueller moved that the changing of gasoline pumps which do not require a change of location or different type of equipment should be made an executive matter, to be handled by the Plumbing Inspector, upon proper application and presentation of a fee by the applicant to the Plumbing Inspector, as is done in other plumbing inspection work. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, and Steck, 3; nays, none, Councilmen Pannell and Reed absent.

City Manager Johnson laid before the Council an estimate, in the amount of \$109.00, for damages to the house in South Austin owned by W. B. Loveless and the clothing and household goods of Ernest Arnold, occupant, in the capture by the city and county officers of Armour Alexander, colored, on October 9th, 1928, Mayor McFadden moved that the City Manager be authorized to pay the City's pro rata of this sum, amounting to approximately \$55.00, and to make arrangements with the County for the payment of their proportionate part. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, and Steck, 3; nays, none, Councilmen Pannell and Reed absent.

Mayor McFadden moved that the City Manager be authorized to acquire the property that may be necessary for the opening of 24th Street to the Shoal Creek Bridge and to build the approaches to said bridge; the cost of said work to be paid for out of the Street Improvement Bond Fund. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor

McFadden, Councilmen Mueller and Steck, 3; nays, none, Councilmen Pannell and Reed absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, on the 4th day of October, A. D. 1928, the bids of Janes Contracting Company were accepted for the storm sewer work proposed for Contract #1 and Contract #2, in the amounts respectively of \$74,684.01, and \$102,829.50; and

WHEREAS, the Janes Contracting Company has entered into contract for the performance of same, as evidenced by its written contracts therefor; Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That said written contracts entitled, Contract #1 and Contract #2, are hereby approved and the bond executed by said Company assuring the performance of said contracts is hereby approved, and the City Manager is hereby authorized and directed to execute said contracts in behalf of the City of Austin .

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, and Steck, 3; nays, none, Councilmen Pannell and Reed absent.

Councilman Steck moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, and Steck, 3; nays, none, Councilmen Pannell and Reed absent.

The Council then recessed.

Approved: J. M. Fadden
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 25th, 1928.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; absent, none .

The Minutes of the last meeting were read and Councilman Mueller moved the adoption of same as read. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The bid of Rogers-Wade Company and the joint proposals of Swann-Schulle Furniture Company, C. A. Dahlich, and Home Furniture Company for equipment for the new unit to the City Hospital were rejected and the City Manager was authorized to call for new bids.

A petition signed by property owners, asking that the City permanently pave West 29th Street from Guadalupe to San Gabriel Streets,